

02-11-02

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. **823.0093USQ**  
 Anticipated Classification of this Application  
 Class: Subclass:  
 Prior Application: **09/877,695** filed **June 8, 2001**  
 Examiner: Art Unit: **2857**

Box Patent Application  
 Commissioner for Patents  
 Washington, D.C. 20231

Sir:

This is a request for filing a **XXX** continuation-in-part \_\_\_\_\_ continuation \_\_\_\_\_  
 divisional application under 37 CFR 1.53(b), of pending prior application, Serial No.  
**09/877,695** filed on **June 8, 2001** of **John R. Desjarlais** for **APPARATUS AND**  
**METHOD FOR DESIGNING PROTEINS AND PROTEIN LIBRARIES.**

The filing fee is calculated below:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT BELOW				
FOR	NUMBER FILED	NUMBER EXTRA	RATE	BASIC FEE \$740.00
TOTAL CLAIMS	17 - 20 =		x \$18.00	\$0.00
INDEPENDENT CLAIMS	3 - 3 =		x \$84.00	\$0.00
MULTIPLE DEPENDENT CLAIM FEE			x \$270.00 =	
TOTAL FILING FEE			\$740.00	
1/2 FILING FEE FOR SMALL ENTITY			\$370.00	

1. **XX** No fee enclosed – filing by missing parts.
2. \_\_\_\_\_ Cancel in this application original claim(s) \_\_\_\_\_ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
3. \_\_\_\_\_ A new oath or declaration, new formal drawings and an affidavit or declaration verifying it as a true copy is enclosed.
4. **XXX** Amend the specification by inserting before the first line the sentence: ---This is a **XXX** continuation, \_\_\_\_\_ division, of U.S. Patent Application Serial No. **09/877,695**, filed **June 8, 2001**, which claims priority of U.S. Provisional Patent Application Serial No. **60/266,711** filed on **February 6, 2001**.---
5. **XXX** The prior application is assigned of record to:  
**The Penn State Research Foundation**

6. **XXX** The power of attorney in the prior application is to: **Paul D. Greeley**

a. The power appears in the original papers in the prior application.

b. Address all future communications to :**PAUL D. GREELEY, ESQ.**

**OHLANDT, GREELEY, RUGGIERO & PERLE, L.L.P.**  
**ONE LANDMARK SQUARE, 10<sup>th</sup> FLOOR**  
**STAMFORD, CONNECTICUT 06901-2682**  
**TELEPHONE: (203) 327-4500**  
**TELEFAX: (203) 327-6401**

8. \_\_\_\_ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

9. **XXX** Priority of U.S. Provisional Patent Application Serial No. 60/266,711 filed on February 6, 2001 is claimed under 35 U.S.C. §119(e) and U.S. Patent Application Serial No. 09/877,695 filed on June 8, 2001 is claimed under 35 U.S.C. §120;

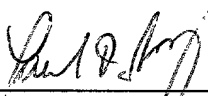
10. **XXX** The undersigned attorney has verified that the applicant is entitled to a Small Entity Status;

11. \_\_\_\_ I hereby verify that the attached papers are a true copy of prior application serial no. \_\_\_\_\_ as originally filed on \_\_\_\_\_.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

February 6, 2002

(Date)

  
\_\_\_\_\_  
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#### **CERTIFICATE OF EXPRESS MAILING**

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Certificate No. **EV010449955US**, service under 37 CFR §1.10 and is addressed to: Box Patent Application, Commissioner for Patents, Washington, D.C. 20231, on February 6, 2002.

Jeffrey J. Scepanski

(Typed name of person mailing paper)

  
\_\_\_\_\_  
(Signature of person mailing paper)